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EXTRAORDINARY

PART II—Section 3—Sub-section (1)

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MINISTRY OF FOOD & AGRICULTURE

(Department of Food)

ORDER

New Delhi, the 7th June 1961

G.S.R. 784.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order further to amend the Wheat Roller Flour Mills (Licensing and Control) Order, 1957, namely:—

1. This Order may be called the Wheat Roller Flour Mills (Licensing and Control) Fourth Amendment Order, 1961.

2. In the Wheat Roller Flour Mills (Licensing and Control) Order, 1957, (hereinafter referred to as the said Order), after clause 7, the following clause shall be inserted, namely:—

“7A. *Deposit of Security.*—(1) Every person who, at the commencement of the Wheat Roller Flour Mills (Licensing and Control) Fourth Amendment Order, 1961, holds a licence shall, within 2 months of such commencement, and every person applying for licence after such commencement shall, before the licence is issued to him, deposit with the licensing authority security of the value of Rs. 5,000/- for the due performance of the conditions subject to which the licence is granted to him.

(2) The security referred to in sub-clause (1) may be in any of the following forms, namely:—

- (a) Demand Draft on the State Bank of India endorsed in favour of the licensing authority;
- (b) Deposit-at-call-receipt of the State Bank of India endorsed in favour of the licensing authority;
- (c) Government securities at 5% below market price or at face value, whichever is less, endorsed in favour of the licensing authority;
- (d) National Savings Certificates, 12-year National Plan Saving Certificates and Treasury Receipts endorsed in favour of the licensing authority;
- (e) Post Office Savings Pass Book, the account being pledged to the licensing authority;
- (f) Cash deposit into Government treasury under head “revenue deposits.”;

3. After clause 11 of the said Order, the following clause shall be inserted, namely:—

“11A. *Forfeiture of Security Deposit.*—(1) Without prejudice to the provisions of clause 11, if the licensing authority is satisfied that a licensee has contravened any of the conditions of the licence and that a forfeiture

of the security deposit is called for, it may by order forfeit the whole or any part of the security deposited and communicate a copy of the order to the licensee.

(2) Where the security deposited by a licensee or any portion thereof is forfeited under sub-clause (1), the licensee shall deposit the amount so forfeited—

(i) where no appeal against the order of forfeiture has been filed, within two months from the date on which the order was communicated to him; or

(ii) where an appeal against such order has been filed and dismissed, within 7 days of the dismissal of the appeal."

4. In clause 12 of the said Order, after the word and figures "clause 11", the words figures and letter "or clause 11A" shall be inserted.

[No. 205(GENL)(4)/523/61-PY.II.]

B. P. BAGCHI, Jt. Secy.